



**CITY OF LODI
COUNCIL COMMUNICATION**

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AGENDA TITLE: Approval of Expenses Incurred by Outside Counsel/Consultants Relative to the Environmental Abatement Program Litigation and Various Other Cases being Handled by Outside Counsel (\$285,696.86).

MEETING DATE: March 21, 2007 City Council Meeting

PREPARED BY: City Attorney's Office

RECOMMENDED ACTION: That the City Council approve for payment expenses incurred by outside Counsel/Consultants related to the Environmental Abatement Litigation in the total amount of \$278,536.96, and Various other cases being held by Outside Counsel in the amount of \$7,159.90.

BACKGROUND INFORMATION: Listed below are invoices from the City's outside counsel, Folger, Levin & Kahn; Kronick, Moskovitz, Tiedemann & Girard; and miscellaneous vendors, for services incurred relative to the Environmental Abatement Program litigation, and various other matters that are currently outstanding and need to be considered for payment.

Folger Levin & Kahn - Invoices Distribution				Water Acct.
Matter No.	Invoice No.	Date	Description	Amount
8002	100362	1/31/2007	People v M&P Investments	37,327.42
				-700.00
8003	100361	1/31/2007	Hartford Insurance Coverage Litigation	211,159.60
				-1,100.00
8008	100363	1/31/2007	City of Lodi v. Envision Law Group	25,365.24
	14329	1/31/2007	PES Environmental-Keith O'Brien	457.50
	14406	1/25/2007	PES Environmental-Keith O'Brien	3,712.50
Total				\$276,222.26

Kronick Moskovitz Tiedemann & Girard - Invoices Distribution				
Matter No.	Invoice No.	Date	Description	100351.7323
11233.026	231044	02/25/07	Lodi First v. City of Lodi	1,007.40
11233.027	231044	02/25/07	Citizens for Open Govt.v.Col	627.20
11233.029	231044	02/25/07	AT&T v. City of Lodi	4,034.10
11233.032	231044	02/25/07	CFD Formation	1,491.20
Total				7,159.90

APPROVED:


Blair King, City Manager

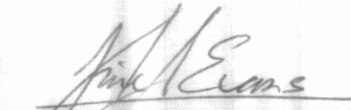
MISCELLANEOUS

Invoice No.	Date	Description	Water Account Amount
20061059	2/22/2007	LegalLink, Inc.	927.50
20061058	2/22/2007	LegalLink, Inc.	385.00
57286	2/23/2007	Sarnoff Court Reporters	183.45
325946	02/22/07	Barkley Court Reporters	818.75
			\$2,314.70

FISCAL IMPACT: Expenses in the amount of \$7,159.90 will be paid out of the General Fund with \$1,634.60 of that amount billed to Walmart for City's defense of the Citizens for Open Government v. City of Lodi litigation. The remaining expenses will be paid out of the Water Fund.


FUNDING AVAILABLE: Water Fund \$278,536.96
General Fund \$ 7,159.90

Approved:



Kirk Evans, Budget Manager

Approved:



Stephen Schwabauer, City Attorney